

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

GEORGE IVAN LOPEZ, :
Plaintiff, :
 :
v. : CIVIL ACTION NO. 21-CV-4388
 :
CITY OF LEHIGH COUNTY, *et al.* :
Defendants. :

ORDER

AND NOW, this 11th day of January, 2022, upon consideration of George Ivan Lopez's *pro se* Complaint (ECF No. 2), it is **ORDERED** that:

1. For the reasons discussed in the Court's Memorandum, Lopez's Complaint is **DISMISSED** in its entirety for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) as follows:

a. Lopez's claims seeking injunctive relief are **DISMISSED WITHOUT PREJUDICE** as barred by *Preiser v. Rodriguez*, 411 U.S. 475, 500 (1973).

b. Lopez's claims seeking money damages are **DISMISSED WITHOUT PREJUDICE**, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii), as barred by *Heck v. Humphrey*, 512 U.S. 477 (1994).

c. Lopez is not granted leave to file an amended complaint in this matter.¹

2. The Clerk of Court shall **CLOSE** this case.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.

¹ The dismissal is without prejudice to Lopez reasserting any claim for habeas corpus relief in an appropriate petition filed pursuant to 28 U.S.C. § 2254. Lopez may file a new civil case for money damages only in the event his underlying conviction is reversed, vacated, or otherwise invalidated.